

#8

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

David BAILEY et al

PCT OPERATIONS

Serial No.: 10/018,061

Paralegal Specialist: Jeremy Fleming

Filed: December 14, 2001

For: CATHODE PLATE

RECEIVED

09 APR 2001

Honorable Commissioner of  
Patents and Trademarks  
Washington, D.C. 20231

Legal Staff  
International Division

Sir:

Applicant thanks Mr. Fleming for speaking with the undersigned today.

In response to the Dismissal (mailed 31 March 2003) of applicant's 30 July 2002 "Petition to Reset Mail Date of Notification of Missing Requirements and Retransmittal of Request to Reset Mail Date of Notification of Missing Requirements" Applicant renews its petition to reset the mail date of the Notification of Missing Requirements mailed on February 7, 2002. The Notification was not received by the undersigned's firm until Examiner Alvarado faxed it to the undersigned on May 29, 2002.

(1) As stated in the original petition, the Office action was not received.

(2) Applicant further attests that a search of the file jacket indicates that the Office action was not received. Consistent with this, Applicant's original petition included a copy of the cover sheet of the file jacket showing no entry for the Notification of Missing Requirements.

(3) Applicant's counsel attests that a search of counsel's docket records indicates the Office action was not received.

(4) Applicant accompanies this petition with a copy of the docket record where the non-received Office action would have been entered had it been received and docketed (EXHIBIT A). The Office action was mailed February 7, 2002, and the due date was two months from the day of the Office action (April 7, 2002). Thus, EXHIBIT A is a copy of the firm's computer docket report

showing all replies docketed for April 7, 2002, namely the date two months from the mail date of the non-received Office action, and it is submitted as documentary proof of nonreceipt of the Office action.

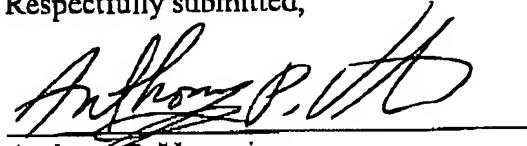
EXHIBIT A corroborates the computer docket system record for this particular application previously attached to the original Petition. The previously supplied record would have shown if any date had been docketed for this case for responding to the Notification of Missing Requirements.

On 30 July 2002, Applicant concurrently filed a Response to the Notification of Missing Requirements with a Petition for Extension of Response Time, Declaration and Assignment. If the present petition is granted, Applicant requests a refund of the fee for the extension of time, and the fee for this petition, be credited to the undersigned's firm Deposit Account No. 19-4375.

Respectfully submitted,

Date: April 9, 2003

By:



Anthony P. Venturino  
Registration No. 31,674

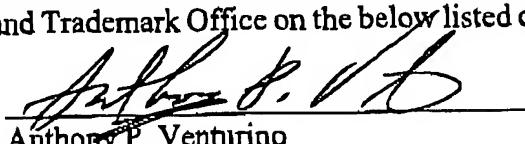
APV/pgw  
ATTORNEY DOCKET NO. APV 31535  
STEVENS, DAVIS, MILLER & MOSHER, L.L.P.  
1615 L Street, N.W., Suite 850  
Washington, D.C. 20036  
Tel: 202-785-0100 / Fax. 202-408-5200

#### CERTIFICATE OF FACSIMILE TRANSMITTAL

The undersigned certifies this document and any document indicated as attached are being transmitted via facsimile to the United States Patent and Trademark Office on the below listed date.

Date: April 9, 2003

By:



Anthony P. Venturino

## EXHIBIT A

Global Docket

ATTY1/ATTY2 JE PARA	REFERENCE#	TITLE / MARK	CLIENT	REG/SERIAL#	ACTION	EXT AVAILABLE
"/i" continued..						
Sat TPP/TPPT/TPP	TPP3136PCT	METHOD AND APPARATUS FOR MAKING BUIL BORDEN CHEMICAL, INC.	(WO) PCT/US01/30147 PUBLICATION	0	None	
Sat TPP/TPPT/TPP	TPP31385	FLOOR COVERING MATERIAL	PERSTORP SUPPORT AB (US) 09/806,994 STATUS CHECK	0	None	
Sat TPP/TPPT/TPP	TPP42826	BOUND MULTI-COMPONENT FOUNDRY SAND BORDEN CHEMICAL, INC.	(CA) 2,153,367 CALL UP ANNUITY DUE	0	None	
Sun BXD/BXD/BXD	2019/00135-1	DECK DOCTOR	Duckback Products, Inc. (US) 1,972,658 CALL UP (AFF./1)	0	None	
Sun BXD/BXD/BXD	2711/00103-1	ORO U	Golden Expo. Inc. (US) 76/219,225 STATUS CHECK	0	None	
Sun BXD/SWG/SWG	4718/00112/U-1	SEEING EYE	WOODS INDUSTRIES (CANADA) (CA) 510,521 PROOF OF USE	0	None	
Sun BXD/BXD/BXD	6272/00103-1	MODEM MATE	WOODS INDUSTRIES , INC. (US) 1,933,997 CALL UP (AFF GR/1)	0	None	
Sun BXD/BXD/BXD	6272/00110-1	TRAVEL SURGE	WOODS INDUSTRIES , INC. (US) 1,934,000 CALL UP (AFF GR/1)	0	None	
Sun BXD/BXD/BXD	7489/00102-1	Roto Vario	ECKART-WERKE STANDARD (US) 1,972,672 CALL UP (AFF./1)	0	None	
Sun BXD/SDL/SDL	9190/00271-1	VW	Volkswagen AG (US) 75/843,574 PETITION TO REVIVE	0	None	
Sun BXD/BXD/BXD	960/00167-1	STEVENS DAVIS & DESIGN	Johnson Packing Company (US) STATUS CHECK	0	None	
Sun BXD/BXD/BXD	960/00168-1	MISCELLANEOUS DESIGN (COMPASS)	Johnson Packing Company (US) STATUS CHECK	0	None	
Sun APV/APV/APV	APV-3454-	METHOD FOR THE MANUFACTURING OF AN	Corus Technology BV (US) 09/868,042 STATUS CHECK	0	None	
Sun APV/APV/APV	FRWTM15123	METHOD AND APPARATUS FOR MEASURING Veneered by Richard G. more, Nydegger & Seelye	Photosonic, Inc. (US) 09/255,846 STATUS CHECK	0	None	
Sun APV/APV/APV	FRWTM15123	CITICA	KITAMURA PATENT OFFICE (US) 1,682,435 AFFIDAVIT W/RENEWAL	0	1 Ext/6 Mnt	
Sun APV/APV/APV	JEL29587RE-C	CITICA	KITAMURA PATENT OFFICE (US) 1,682,435 RENEWAL	0	1 Ext/6 Mnt	
Sun JEL/JEL/JEL	JEL30252B	OPTICAL RECORDING/REPRODUCING APPAR ASAMURA PATENT OFFICE	(US) N/A STATUS CHECK	3	None	
Sun JEL/JEL/JEL	JEL31056D	METHOD AND APPARATUS FOR RECORDING Law Offices of Edwin Tillman, Jr.	(US) 5,737,735 1ST MAINT FEE DUE	1	3 Ext/1 Mnt	
Sun JEL/JEL/JEL	JEL31056D	RADIO COMMUNICATIN DEVICE AND METHO Washida & Associates	(US) 09/648,804 FINAL REJECTION	0	3 Ext/1 Mnt	
Sun JEL/JEL/JEL	L7307.01116	RADIO COMMUNICATIN DEVICE AND METHO Washida & Associates	(US) 09/648,804 NOTICE OF APPEAL	0	3 Ext/1 Mnt	
Sun JEL/JEL/JEL	L9289.01151	AIRCRAFT AERODYNAMIC SURFACE WITH TR CABINET BONNETAT	(US) 09/958,356 MISSING PARTS (2 MO)	2	3 Ext/1 Mnt	
Sun JEL/JEL/JEL	TPPU745	IMAGE GENERATION APPARATUS AND IMAG Washida & Associates	(US) 09/868,990 CORRECTED OFR RCVD/7	1	1 Ext/1 Mnt	
Sun JEL/JEL/JEL		U.S. DEPARTMENT OF COMME (US) 90/005,475 RESPONSE TO OA (2MO)	1	3 Ext/1 Mnt		

## Local Docket

UE	ATTY/ATTY2 PARA	REFERENCE#	TITLE / MARK	CLIENT	REG/SERIAL#	ACTION	CURRENT EXT	EXT AVAILABLE
<i>all continued...</i>								
7 Sun	TPP/TPP/TPP	TPP29035	OPTICALLY ACTIVE PYRIMIDINE COMPOUND, ASAMURA PATENT OFFICE	(US)	5,326,871	STATUS INQUIRY LTR	0	Name
3 Mon	BXD/BXD/CC	146M0251-1	UMPH V. PROGRESSIVE VISION, INC. ET AL. The United Methodist Publishing	Conseco, Inc.	(US) 76/269,538	REPORT PARTIES	0	None
3 Mon	BXD/SDU/SWG	152M00261-1	CONSECO TOWN	Sacom, Inc.	(US) 2,005,452	STATUS/PUBLISHED?	0	2 Ext/1 Mnth
8 Mon	BXD/BXD/BXD	552M00105-1	SECCOM & DESIGN	SELF-POWERED LIGHTING, IN	(US) 2,050,321	CALL UP (AFF./12)	0	None
8 Mon	BXD/BXD/BXD	556M00108-1	OMNIGLO	SAFETY SIGHT, INC.	(US) 76/129,100	CALL UP (AFF./12)	0	None
8 Mon	RMF/RMF/RMF	558M00103-3	TEETUTOR	UMR COMMUNICATIONS, INC.	(US) 76/147,544	SC: NOT ALLOW REC?	0	None
8 Mon	BXD/BXD/IKS	605M4/00103-1	LUMICON	BRAUN & KEMMLER	(US) 731,037	STATUS NOA REC'D?	0	None
8 Mon	BXD/BXD/TH	7117M0102-1	BEKA & DESIGN	ECKART-WERKE STANDARD	(US) 1,660,252	CALL UP (RENEWAL)	0	None
8 Mon	BXD/BXD/TH	7489M0109-1	Metal Star	ECKART-WERKE STANDARD	(US) 1,660,252	AFFIDAVIT W/RENEWAL	1	None
8 Mon	BXD/BXD/TH	7489M0109-1	Metal Star	ECKART-WERKE STANDARD	(US) 1,660,252	RENEWAL	1	None
8 Mon	BXD/BXD/TH	7489M0109-1	Metal Star	OCEAN FISHERIES LIMITED	(US) 76/282,786	CALL UP (RENEWAL)	0	None
8 Mon	BXD/BXD/BXD	8666M00102-1	OCEAN'S & DESIGN	ARMECO TRADEMARK SERVIC	(US) 09/646,735	STATUS CERT OF REG?	0	None
8 Mon	APV/APV/APV	APV344-46	METHOD FOR SHEARING TO SIZE ROLLED B	GLP S.r.l.	(US) 09/646,735	SIL-OA?	3	None
8 Mon	APV/APV/APV	APV472-424	XAMINE-XR	ARMECO TRADEMARK SERVIC	(US) 76/087,902	STATUS NOA REC'D?	0	None
08 Mon	JEL/JEL/JEL	JEL31230PCT	BINARY DATA COUNTING DEVICE, AREA INFO MIYAI PATENT OFFICE	(US) 09/601,799	STATUS CHECK	2	1 Ext/1 Mnth	
08 Mon	JEL/JEL/JEL	L9289.01146	RADIO BASE STATION APPARATUS AND RADII Washida & Associates	(US) 09/857,328	PUBLICATION	2	1 Ext/1 Mnth	
08 Mon	APV/APV/APV	APV472-424	MISC. DESIGN	PATENTWALT G. ZEITLER	(US) 1,774,911	CORR /RECOR REC'D?	0	None
08 Mon	APV/APV/APV	APV472-424	RCH15559	STUDIO FERRARIO	(US) 2,050,260	CALL UP (AFF./12)	0	None
08 Mon	APV/APV/APV	APV472-424	WORMHOLE ISLAND	STUDIO FERRARIO	(US) 2,051,260	CALL UP (AFF./12)	0	5 Ext/6 Mnth
08 Mon	APV/APV/APV	APV472-424	transferred from <i>Grimus i Ballerby</i> MARWOOD	E-Plus	(EP) 95305364.2	STATUS CHECK	1	1 Ext/1 Mnth
08 Mon	JEL/JEL/JEL	TPP43269	ELECTRONIC SOURCING SYSTEM	Conseco, Inc.	(US) 751893,435	STATEMENT OF USE	0	None
09 Tue	BXD/SWG/SWG	152/00217-1	CONSECO PLATINUM STRATEGY	Conseco, Inc.	(US) 751893,435	FILE ITU EXTENTION	0	None
09 Tue	BXD/SWG/SWG	152/00217-1	CONSECO PLATINUM STRATEGY	Conseco, Inc.	(US) 751893,434	FILE ITU EXTENTION	0	None
09 Tue	BXD/SWG/SWG	152/00218-1	CONSECO PROTECTION ANNUITY	Conseco, Inc.	(US) 751893,434	FILE ITU EXTENTION	0	None

USPTO/PCT LEGAL

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\*\*\* RX REPORT \*\*\*  
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RECEPTION OK

TX/RX NO	5379
CONNECTION TEL	2024085200
CONNECTION ID	STEVENS DAVIS MI
START TIME	04/09(WE)12:57
USAGE TIME	01'47"
PGS.	5
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